

U.S.A. vs DANIEL CRUZ-ESCOBAR

No. 2008CR1604-JLS

The Court finds excludable delay, under the section indicated by check (), commenced on 6/6/08 and ended on 8/14/08.

3161(h)

- (1) (A) Exam or hrg for **mental or physical incapacity**
- (1) (B) **NARA examination** (28:2902)
- (1) (D) State or Federal trials or **other charges pending**
- (1) (E) **Interlocutory appeals**
- (1) (F) **Pretrial motions** (from flg to hrg or other prompt dispo)
- (1) (G) **Transfers from other district** (per FRCrP 20, 21 & 40)
- (1) (J) **Proceedings under advisement** not to exceed thirty days
- Misc proc: Parole or prob rev, deportation, **extradition**
- (1) (H) **Transportation** from another district or to/from examination or hospitalization in ten days or less
- (1) (I) Consideration by Court of **proposed plea agreement**
- (2) **Prosecution deferred** by mutual agreement
- (3) (A) (B) **Unavailability of defendant or essential witness**
- (4) Period of **mental or physical incompetence** of defendant to stand trial
- (5) Period of **NARA commitment or treatment**
- (6) **Superseding indictment and/or new charges**
- (7) Defendant awaiting trial of co-defendant when no severance has been granted
- (8) (A) (B) **Continuances** granted per (h)(8)-use "T" alone if more than one of the reasons below are given in support of continuance
- (8) (B) (i) (1) Failure to **continue** would stop further proceedings or result in **miscarriage of justice**
- (8) (B) (ii) 2) **Case unusual or complex**
- (8) (B) (iii) 3) **Indictment following arrest cannot be filed in thirty (30) days**
- (8) (B) (iv) 4) **Continuance** granted in order to obtain or **substitute counsel**, or give reasonable time to prepare
- 3161(I) Time up to **withdrawal of guilty plea**
- 3161(b) Grand jury indictment time extended thirty (30) more days

Date 8/14/08

Judge's Initials